

No. 74622

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office AUG 14 2006

Returned to applicant for correction _____

Corrected application filed _____

Map filed AUG 14 2006

The applicant **The Ken Garey Family Trust** dated **October 30, 1996** hereby make application for permission to change the **Point of Diversion and Place of Use of a portion of water** heretofore appropriated under **Permit 29521, Certificate 9265**

1. The source of water is **an underground source**
2. The amount of water to be changed **0.0384 CFS., not to exceed 6 AFA.**
3. The water to be used for **Irrigation and Domestic**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point **within the NW.¼ SW.¼ of Section 10, T.16S., R.48E., M.D.M., or at a point from which the West ¼ Corner of said Section 10 bears N. 85° 05' 06" W., a distance of 1,160 feet**
6. The existing permitted point of diversion is located within **the SE.¼ SW.¼ of Section 9, T.16S., R.49E., M.D.M., or at a point from which the S.¼ Corner of said Section 9 bears S. 10° 02' 24" E., a distance of 1010.80 feet**
7. Proposed place of use **5 acres within the E.½ NE.¼ NW.¼ SW.¼ of Section 10, T.16S., R.48E., M.D.M., APN. 19-051-05**
8. Existing place of use **5 acres in the SE.¼ SW.¼ of Section 9, T.16S., R.49E., M.D.M. removes 1.2 acres in the SE¼ SW¼**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **an 8 in. Dia. X 200 ft. deep driven well, cased all the way with a 2 hp. submersible pump, pipe and wire**
12. Estimated cost of works **\$10,000**
13. Estimated time required to construct works **3 years**
14. Estimated time required to complete the application of water to beneficial use **5 years**

15. Remarks:

By **Lisle Lowe**
s/Lisle Lowe agent
HCR 69, Box 400 E
Amargosa Valley, Nv, 89020

Compared gkl/bk W/ gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit, to change the point of diversion, place of use, of a portion of the waters of an underground source as heretofore granted under Permit 29521, Certificate 9265, is issued subject to the terms and conditions imposed in said Permit 29521, Certificate 9265 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

This permit is issued for the irrigation of 1.2 acres of land within the described place of use.

(Continued on page 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0384 cubic feet per second, or 6.0 acre-feet annually, and not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

February 26, 2010

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

February 26, 2015

Map in support of proof of beneficial use shall be filed on or before:

February 26, 2015

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 26th day of February, A.D. 2007

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____